

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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PHILIP H. SHUM,

Plaintiff,

v.

AMERICAN STERLING BANK; MERS;
FREDDIE MAC; PULTE MORTGAGE, LLC
dba DEL WEBB HOME FINANCE; Does I-X,
inclusive, ROE Corporations I-X, inclusive,

Defendants.

Case No. 2:14-cv-00973-APG-PAL

**ORDER DENYING MOTION FOR
TEMPORARY RESTRAINING ORDER
AND PRELIMINARY INJUNCTION**

(Dkt. #17)

Plaintiff has filed a motion for a Temporary Restraining Order and Preliminary Injunction blocking defendants from conducting a foreclosure sale of property located at 4233 Hebron Drive, Las Vegas, Nevada. (Dkt. #17.) That property was sold at a foreclosure sale on April 25, 2014. (Dkt. #20 at 2:27-28.) Because there is no sale to be enjoined, the motion is moot. *Protectmarriage.com-Yes on 8 v. Bowen*, 752 F.3d 827, 834 (9th Cir. 2014) (“We are unable to effectively remedy a present controversy between the parties where a plaintiff seeks to enjoin an activity that has already occurred, and we cannot ‘undo’ that action’s allegedly harmful effects.”).

IT IS THEREFORE ORDERED that plaintiff’s Motion for Temporary Restraining Order, Injunction and Declaratory Relief (Dkt. #17) is DENIED AS MOOT.

Dated: October 23, 2014.



ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE